IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 6662 (SS) OF 2001

(Old No. 1430 of 2000)

Mrs. Udita Pande, wife of Dr. N.K. Pande, resident of House No. 494, Aashiana, Kanpur Road Scheme, Lucknow -226012.

.....Petitioner.

Versus

1. State of U.P. through Secretary Education (Madhyamik), Civil Secretariat, Lucknow.
2. Director, State Educational Research and Training Board of U.P. Nishatganj, Lucknow.
3. Director Education (Basic), U.P., Camp Office at Lucknow.
4. Principal, District Institute of Education and Training (D.I.E.T.), Almora.
5. Zila Basic Shiksha Adhikari, Almora.
6. Divisional Joint Director of Education, Kumaun Division, Nainital. .....Respondents.

20.12.2005

Hon'ble Rajesh Tandon, J.

Heard Sri Vikas Pandey holding the brief of Sri Anil Kumar Joshi, learned counsel for the petitioner and Sri Harendra Belwal, learned counsel for the respondents. Both the parties have agreed that let the writ petition be finally disposed of.

By the present writ petition, the petitioner has prayed for a writ of mandamus commanding the respondents to allow the petitioner to resume her duties either at any of the D.I.E.T. (District Institute of Education and Training) which have replaced the earlier Teacher's Training Schools (Normal Schools) or on any equivalent post in any School which the scheme of things provides for pursuant to the abolition of the Normal Schools.

Briefly stated, the petitioner was appointed as LT Grade Teacher in the year, 1980 and she joined duties at the Teacher's Training School (Normal School) in Almora with effect from 22.11.1980.

The petitioner on account of war and an International embargo imposed upon Libya by the International Community, the petitioner was not permitted to leave Libya until she was given the ticket for travel to India.

On her return to India, the petitioner went to the Teacher's Training School, Almora on 02.01.1995 to resume duties, but she was not allowed by the Principal and the Basic Shiksha Adhikari, Almora to do so.

Thereafter, the petitioner represented to the Director, State Educational Research and Training Board, Lucknow on 16.01.1995, who issued orders to the Principal, Teacher's Training School, Almora to allow the petitioner to resume duties on her original post.

The petitioner also represented to the Secretary Education (Madhyamik) vide her representation dated 06.04.1999, but no decision had taken place. Therefore, the grievance of the petitioner is continued to the disposal of his representation.

In view of the aforesaid facts and circumstances, the respondents are directed to dispose of the representation within a period of six weeks from the filing of the certified copy of the order. Petitioner is permitted to file a fresh representation along with the old one in order to bring to the notice of the respondents regarding his grievances.

The writ petition is disposed of accordingly. No order as to costs.

(Rajesh Tandon, J.)

20.12.2005

Rathour